

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

**PAMELA HERRINGTON, both  
individually and behalf of all other similarly  
situated persons,**

**Plaintiffs,**

**and**

**WATERSTONE MORTGAGE  
CORPORATION,**

**Defendant.**

**Case No.: 3:11-cv-00779-bbc**

**DEFENDANT'S NOTICE OF APPEAL**

Notice is given that Defendant Waterstone Mortgage Corporation hereby appeals to the United States Court of Appeals for the Seventh Circuit from the Judgment entered in this action on December 8, 2017 (ECF No. 135), the Opinion and Order dated December 4, 2017 and the decisions contained therein (ECF No. 133), and from the District Court's Opinion and Order of March 16, 2012 granting Defendant Waterstone Mortgage Corporation's Motion to dismiss, or, in the Alternative to Compel Arbitration, and for Costs, but holding Plaintiff "must be allowed to join other employees to her case" in arbitration (ECF No. 57) and all subsequent orders reiterating the District Court's refusal to enforce the terms of the parties' underlying agreement providing that Plaintiff's claim must be arbitrated alone and not be joined with or include any other person's claim.

DATED: December 21, 2017

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

By: /s/ *Spencer C. Skeen*

Spencer C. Skeen

Tim L. Johnson

Jesse C. Ferrantella

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WATERSTONE MORTGAGE

CORPORATION

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